

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re : Patent Term Extension Application for  
U.S. Patent No. 5,610,163  
Issued : March 11, 1997  
Inventors : Banholzer et al.  
For : ESTERS OF THIENYL CARBOXYLIC ACIDS AND AMINO  
ALCOHOLS AND THEIR QUATERNIZATION PRODUCTS  
Docket No. : 1/844-3-C3

Mail Stop Hatch-Waxman PTE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 4, 2007

PETITION TO APPLY PATENT TERM EXTENSION TO  
U.S. PATENT NO. RE39,820 UNDER 37 CFR §§ 1.182

Sir:

On March 23, 2007, the Office of Patent Legal Administration mailed the decision to grant Applicants' request for a stay of processing the patent term extension application for U.S. Patent No. 5,610,163 (PTE application), pending the outcome of reissue application (U.S. Application No. 11/254,213) filed in connection with the PTE application. In that decision, Applicants were given a period of six (6) months from the mailing date of that decision to allow the prosecution of the reissue application to conclude. As of today, September 4, 2007, the reissue application has issued as U.S. Patent No. RE39,820. Applicants hereby request that the certificate of extension of patent term of the PTE application be applied to U.S. Patent No. RE39,820.

The fee set forth in 37 CFR § 1.17(f) for this petition is \$400.00 and will be paid during electronic filing via the Revenue Accounting and Management System. However, if it is determined that any additional fees under 37 C.F.R. §§ 1.16 and 1.17 are due in connection with this Petition, the Director is hereby authorized to charge such fees, and/or to credit any overpayment, to Deposit Account No. 02-2955.

Respectfully submitted,

/Mary-Ellen M. Devlin/

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